

*Hawaiian Home Lands*  
*of*  
**WAIMANALO**

**BENEFICIARY CONSULTATION**  
**FEBRUARY 25, 2009**

*Hawaiian Home Lands*  
*of*  
**WAIMANALO**

THIS PRESENTATION  
IS AVAILABLE ON

[www.hawaii.gov/dhhl](http://www.hawaii.gov/dhhl)

CLICK “BENEFICIARY CONSULTATION”

## METHODOLOGY

### ORIGINAL 1921 HHL

- **Legislative Intent**
- **Original HHCA Provisions**
- **Original Ahupuaa Boundaries**
- **Exclusions**

### CHANGES OVER TIME

- **Land Exchanges**
- **Legislative Actions**

### CURRENT HHL INVENTORY

# ORIGINAL HHCA PROVISIONS

## Section 203

**“All public lands of the description and acreage, as follows, excluding (a) all lands within any forest reservation, (b) all cultivated sugarcane lands, and (c) all public lands held under a CO, HYL, RPL, or SHA, are hereby designated . . . as available lands”**

**(Emphasis added.)**



## ALL PUBLIC LANDS

### HHCA Section 201 (a)(2)

**“The term “public land” has the same meaning as defined in paragraph (2) of subdivision (a) of section 73 of the Hawaiian Organic Act”**

## ALL PUBLIC LAND

**Government or Crown Lands Prior to August 15, 1895; Lands Acquired by the Government After August 15, 1895**

EXCEPT:

- **Lands designated in Section 203, HHCA**
- **Lands set aside by Presidential EO**
- **Lands set aside by Governor EO and Proclamation**

- **Sites for Public Buildings, Roads, Landings, Nurseries, Parks, Forest, Water Supply, or other Public Purposes**
- **Lands to which the United States relinquished absolute fee and ownership**
- **Unless subsequently placed under the control of the Commissioner of Public Lands and given the status of public lands in accordance with this Act, HHCA, or RLH 1915**

# ORIGINAL AHUPUAA BOUNDARIES

AHUPUAA BOUNDARIES  
ARE USED EXCEPT:

- **Where HHCA Authorized Selection (Humuula, Piihonua, Kaohe-Makuu)**
- **Within an Ahupuaa (Keaukaha, Panaewa, Upper Lands of Waimea)**
- **Public Lands in the District of Kula**
- **Kalaupapa**

EXCLUDE “ALL CULTIVATED SUGARCANE LAND”

Websters “**Prepared and Used for Growing  
Crops; Tilled; Grown by Cultivation**”

Legislative Intent

***H.R. 12683*      READ “Sugarcane Lands”**

***KUHIO*              PENCILLED IN “Cultivated”**

***H.R. 13500*      READ “Cultivated Sugarcane  
Lands”**

**EXCLUDES   Sugar mills, camps, reservoirs,  
waste and pasture lands**

EXCLUDE “ALL PUBLIC LANDS HELD UNDER”

**Subdivisions of Public Land by the CPL were NOT a Set Aside for Public Purposes. Only Governor can Set Aside for Public Purposes.**

**Congress EXCLUDED SPECIFIC TYPES OF DISPOSITIONS and did not exclude entire subdivisions.**

**Subdivisions Created PRIOR TO PASSAGE OF HHCA at Lualualei, Anahola, Puukapu, Kula, Keaukaha and Panaewa**

# **“MORE OR LESS”**

WEBSTERS **“Estimated” and “About”**

## **HHCA PROVISIONS OF 27 LAND TRACTS IN HHCA 1921:**

- **3 – Selection Required**
- **4 – Selection Not Authorized,  
But Made**
- **1 – Acreage Equal**
- **19 – “More or Less”**

## “MORE OR LESS”

### Comparison of Acres

#### 15 Tracts “Less”

ACRES	
<b>84,800</b>	<b>HHCA 1921</b>
<b><u>66,959</u></b>	<b>Actual</b>
<b>17,841</b>	<b>Less (21%)</b>

#### 4 Tracts “More”

ACRES	
<b>36,500</b>	<b>HHCA 1921</b>
<b><u>39,075</u></b>	<b>Actual</b>
<b>1,575</b>	<b>More (4%)</b>



# APPLICATION TO WAIMANALO

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DEPARTMENT OF HAWAIIAN HOME LANDS

## METHODOLOGY

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### CURRENT HHL INVENTORY

## LAND TENURE

- 1848 MAHELE BOOK, PAGE 1393, CROWN LANDS (KING KAMEHAMEHA III)**
- 1850 AHUPUAA LEASED TO THOMAS CUMMINS FOR 50 YEARS**
- 1854 KAMEHAMEHA IV SUCCEEDED**
- 1863 KAMEHAMEHA V SUCCEEDED**
- 1874 KALAKAUA SUCCEEDED**

## LAND TENURE

- 1880 AHUPUAA LEASED TO JOHN CUMMINS  
FOR 30 YEARS**
- 1893 KINGDOM OVERTHROWN**
- 1898 NEWMAN'S RESOLUTION, CROWN &  
GOVERNMENT LAND CEDED TO U.S.**
- 1918 GL-165 ASSIGNED TO WAIMANALO  
SUGAR CO.**

## LAND TENURE

- 1919    PORTION FROM MILITARY  
RESERVATION TO MAKAPUU ALONG  
WAIMANALO BAY (ABOUT 370 ACRES)  
WITHDRAWN FROM GL-165 FOR  
BEACH LOTS**
- 1921    HAWAIIAN HOMES COMMISSION ACT  
ENACTED BY U.S. CONGRESS &  
SIGNED INTO LAW BY HARDING**

## LEGISLATIVE INTENT

U.S. House Committee on Territories  
February 10, 1920 (Page 146)

**MR. WISE.** Waimanalo, 6,835 acres, leased to the Waimanalo Sugar Co., 2,500 acres in sugar.

**CHAIRMAN.** There are 4,000 acres that you want for pasture lands and the other is sugar lands?

**MR. WISE.** Yes, sir.

## LEGISLATIVE INTENT

Original Draft Testimony of Mr. Wise  
U.S. House Committee on Territories  
(Page 135)

**“ . . . the Government remnants in the land of  
Waimanalo (4,000 acres more or less), island  
of Oahu, excluding therefrom the cane lands,  
the military reservation, and the beach lands;  
 . . . ”**

# ORIGINAL HHCA PROVISIONS

## Section 203(4)

**“ . . . Waimanalo (four thousand acres, more or less), in the district of Koolaupoko, excepting therefrom the military reservation and the beach lands; . . . “**



# ORIGINAL AHUPUAA BOUNDARIES

General Lease 165-A to Cummins  
November 22, 1890

**Term of 30 years at an annual rental  
of \$1,500 covering the Ahupuaa of  
Waimanalo containing an area of  
6,970 acres, more or less.**

By CSF Calculations

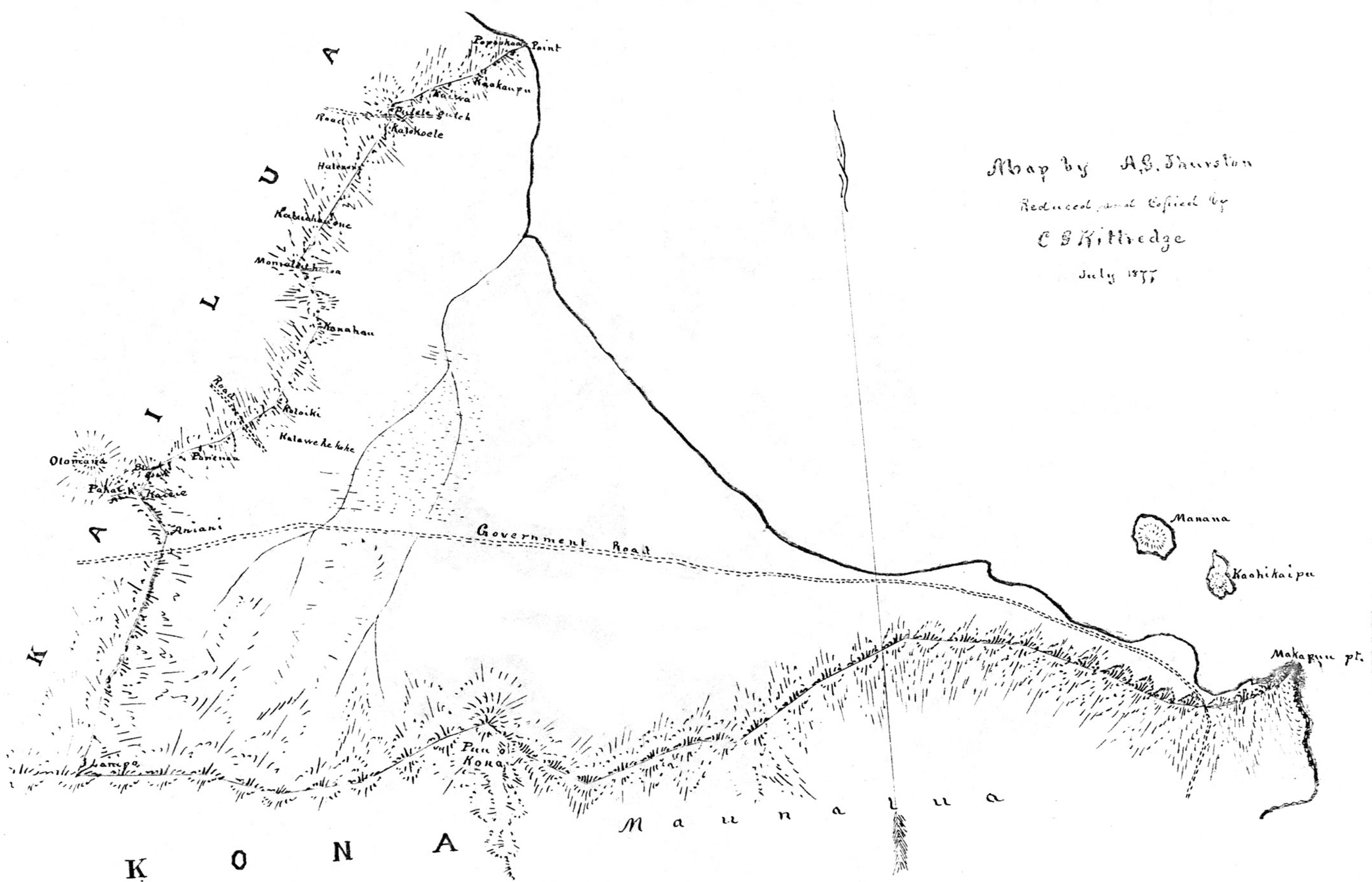
**7,069.108 Acres**

Map by A.S. Thurston

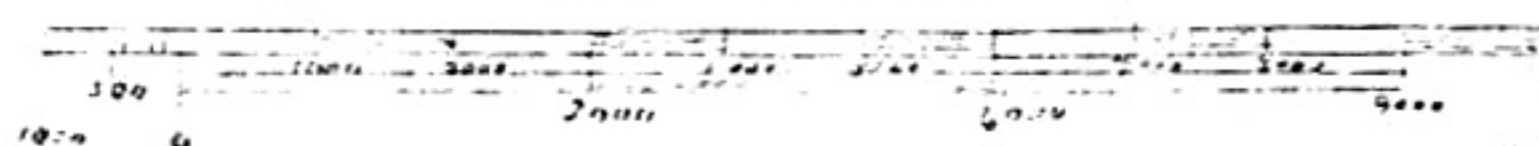
Reduced and Copied by

C.S. Kittredge

July 1877



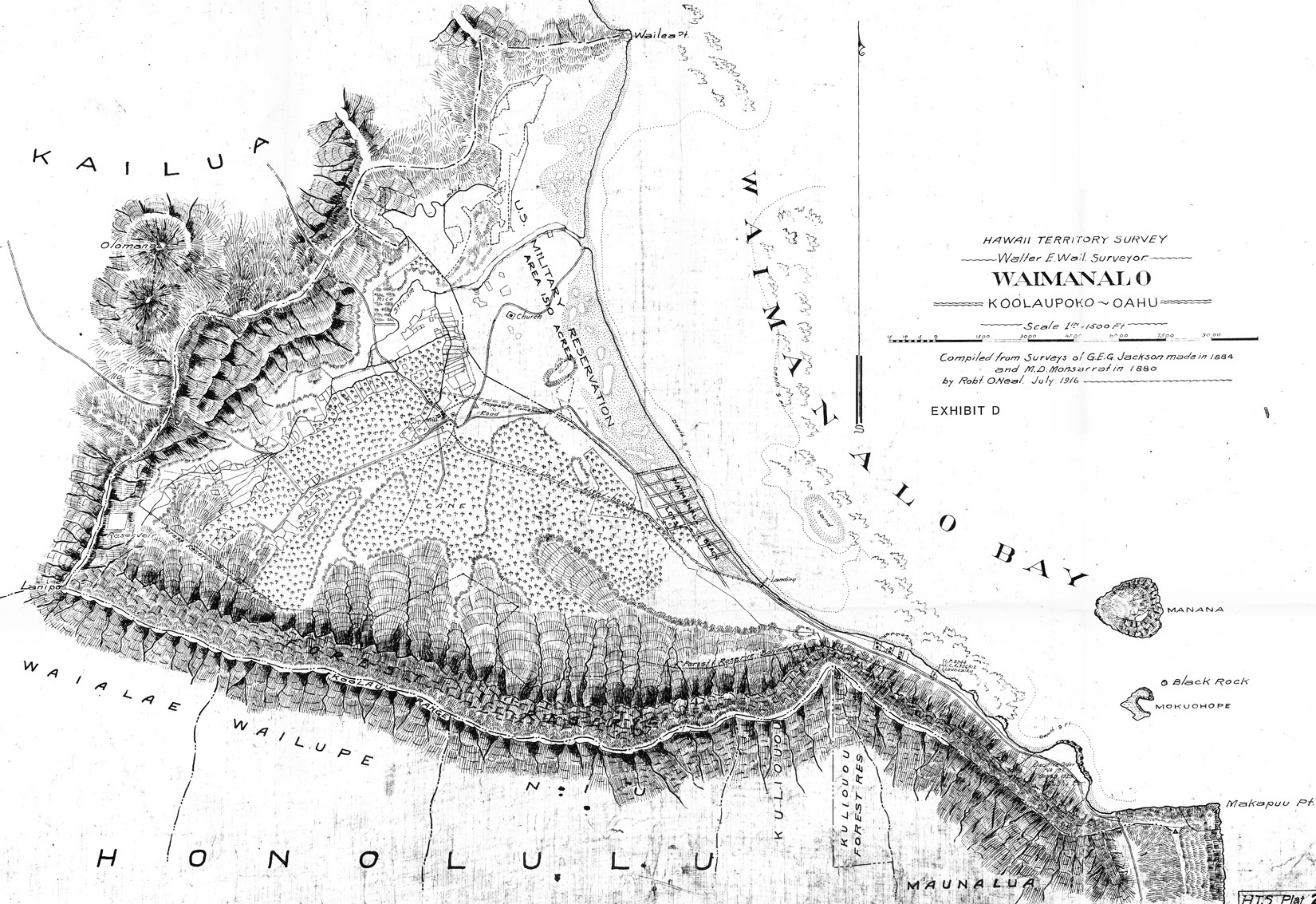
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## EXCLUSIONS

ACRES	EXCLUDED FROM HHL
<b>9.82</b>	<b>Lighthouse 1907</b>
<b>1,505.99</b>	<b>Military Reservation 1917</b>
<b>101.31</b>	<b>Waimanalo Beach Lots April 1921</b>
<b>45.61</b>	<b>Waimanalo Beach Park April 1921 por</b>
<b>2,791.14</b>	<b>GL 165A Cane Land, Kuleana, Roads</b>
<b>7.00</b>	<b>Pipeline Easement 1912</b>
<b>8.00</b>	<b>Waimanalo Beach Land por</b>
<b>18.41</b>	<b>Miscellaneous</b>
<b>4,480.28</b>	<b>TOTAL EXCLUSIONS</b>





HAWAII TERRITORY SURVEY

Walter E. Wall, Surveyor

# WAIMANALO

KOOLAUPOKO ~ OAHU

Scale 1" = 1500 Ft

Compiled from Surveys of G.E.G. Jackson made in 1884  
and M.D. Monsarrat in 1880  
by Robt. O'Neal, July 1916

EXHIBIT D



# HHL OF WAIMANALO IN 1921

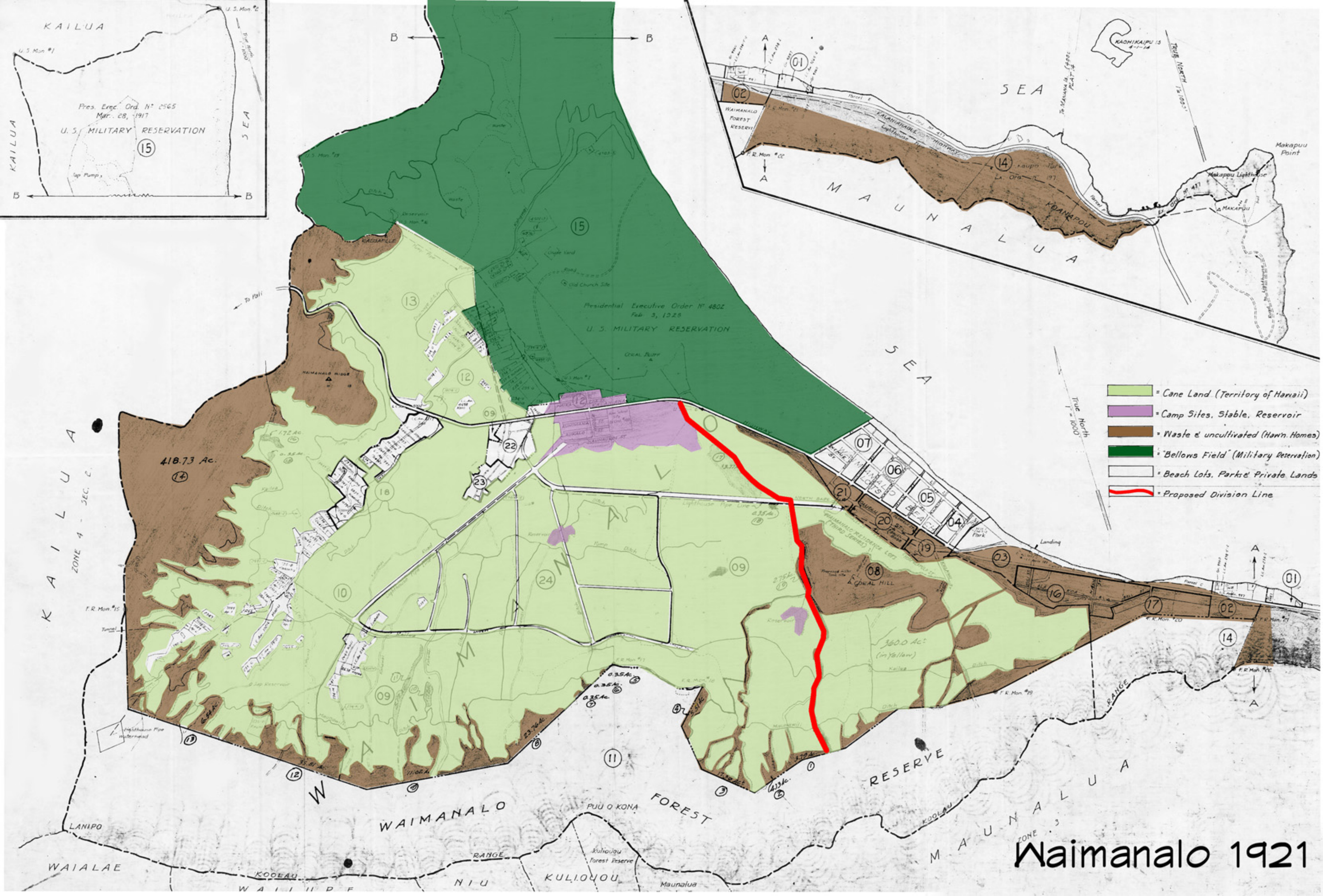
ACRES

7,069.10      **Ahupuaa O Waimanalo**

4,480.28      **Less: Exclusions**

2,588.82      **Became HHL**





- = Cane Land (Territory of Hawaii)
- = Camp Sites, Stable, Reservoir
- = Waste & uncultivated (Hawaiian Homes)
- = "Bellows Field" (Military Reservation)
- = Beach Lots, Parks & Private Lands
- = Proposed Division Line

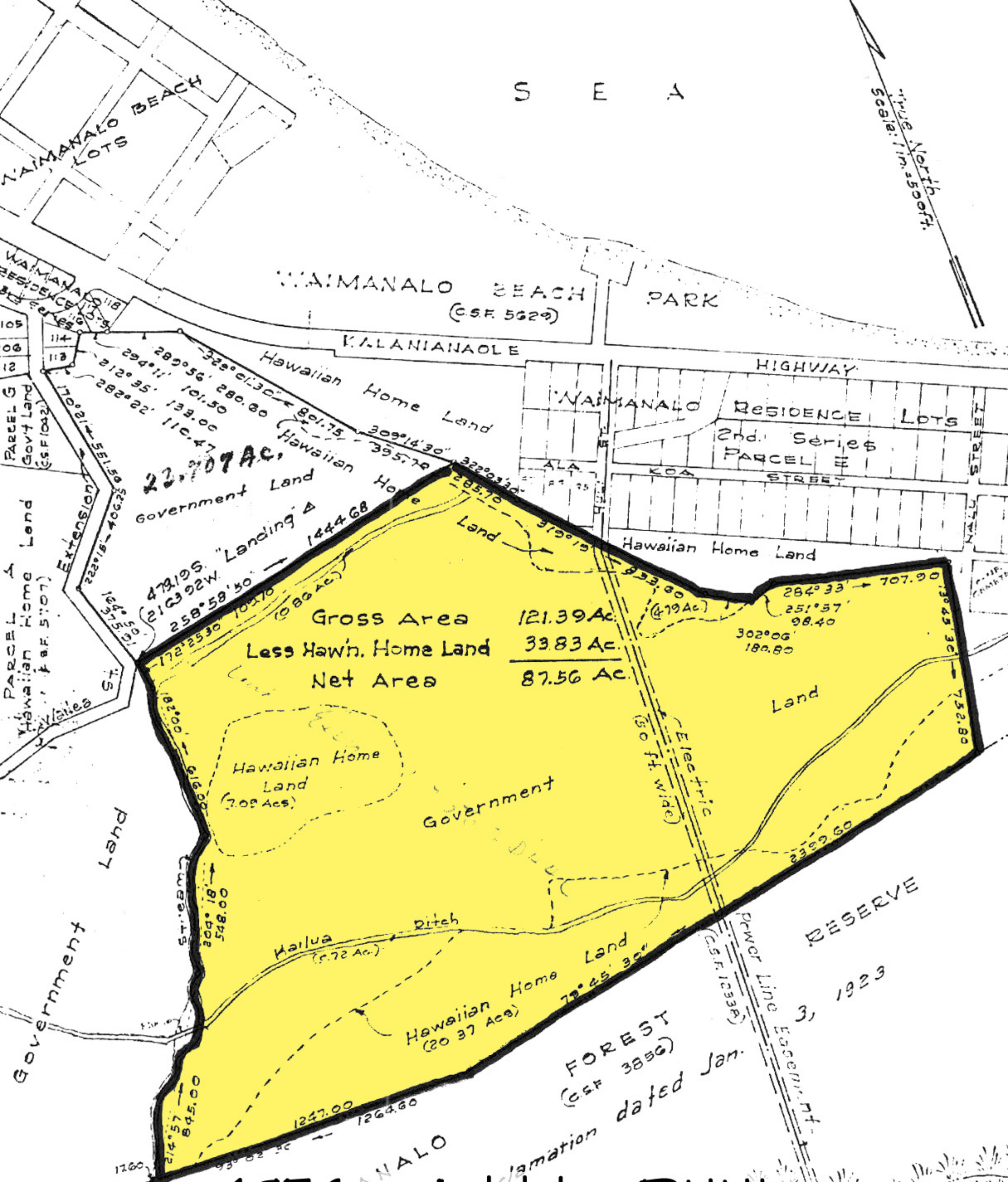
Waimanalo 1921



# LAND EXCHANGES

WAIMANALO LOSSES	WAIMANALO GAINS	
561.58	87.56	<b>1956 – Waimanalo Ag Park &amp; Kawaihae FOR Waimanalo &amp; Kekaha Property</b>
128.88	23.71	<b>1962 – Waimanalo School &amp; Makapuu Area FOR Waimanalo Wailea Street &amp; Paukukalo</b>
2.67		<b>1986 – Blanche Pope School et al FOR Waianae Kai Lots</b>
692.34	111.27	<b>SUBTOTALS</b>
581.07		<b>NET RESULT</b>

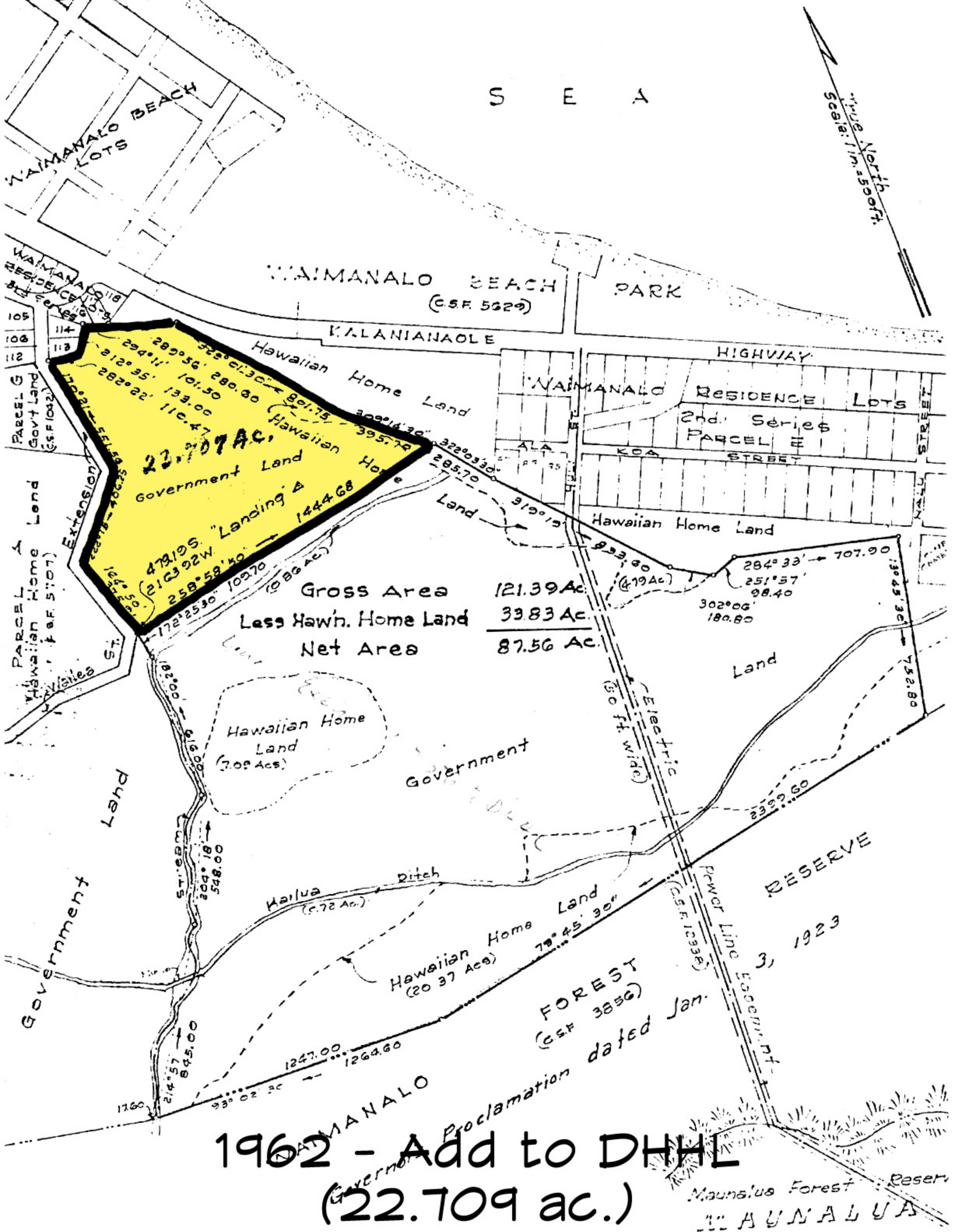




# 1956 - Add to DHHL (87.56 ac. Net)

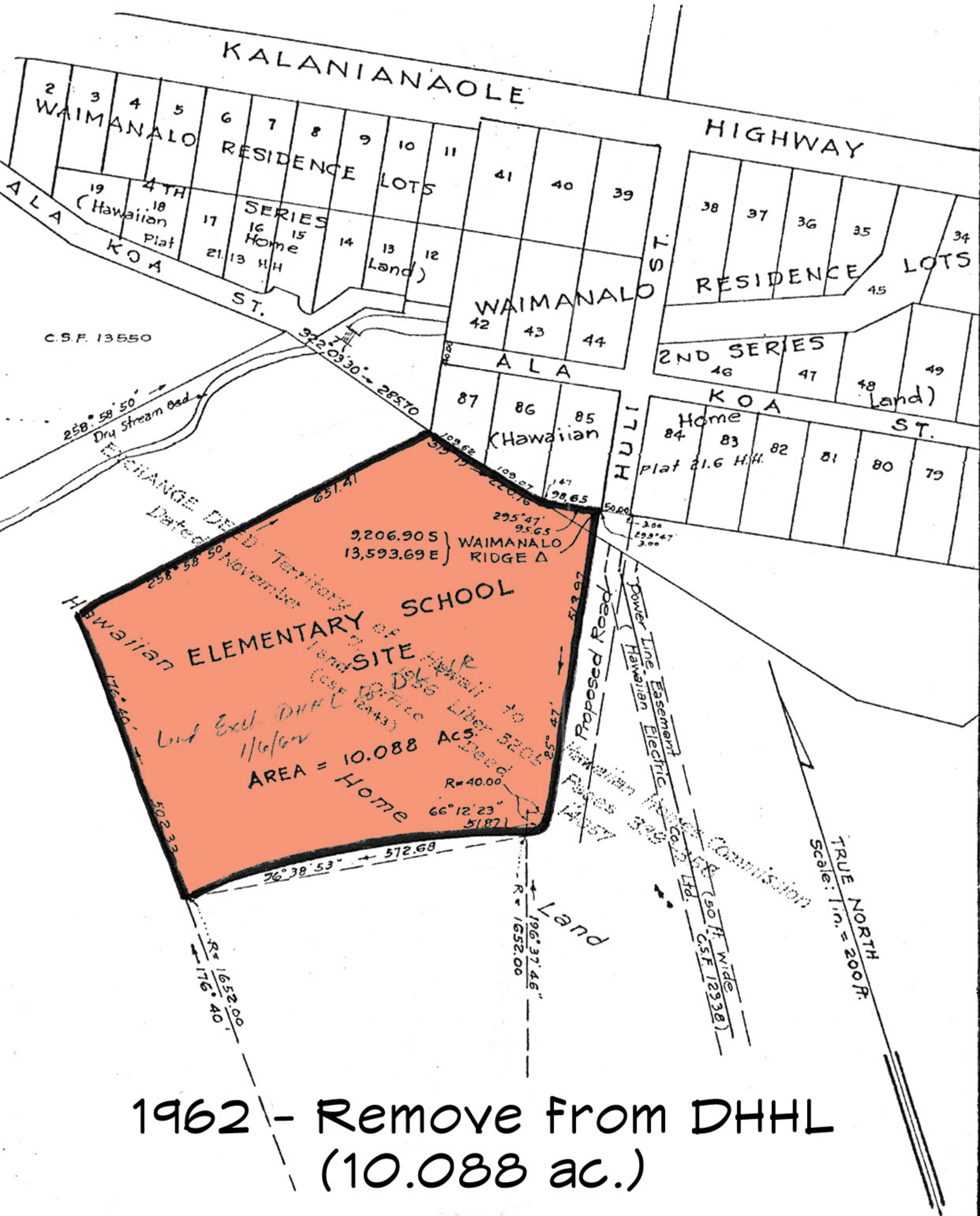
Territory of Hawaii to  
Hawaiian Homes Commission  
Portion of the Government Land of Waimanalo  
Waimanalo, Koolaulupo, Oahu, T. H.  
Scale: 1 inch = 500 feet.





Territory of Hawaii to  
Hawaiian Homes Commission  
Portion of the Government Land of Waimanalo  
Waimanalo, Koolaupeko, Oahu, T. H.  
Scale: 1 inch = 500 feet.





### EXCHANGE

Hawaiian Homes Commission to State of Hawaii

### ELEMENTARY SCHOOL SITE

Waimanalo, Koolaupoko, Oahu, Hawaii

Scale: 1 inch = 200 feet





Waimanalo, Koolaupts, Oahu, Hawaii  
Scale: 1 inch = 200 feet





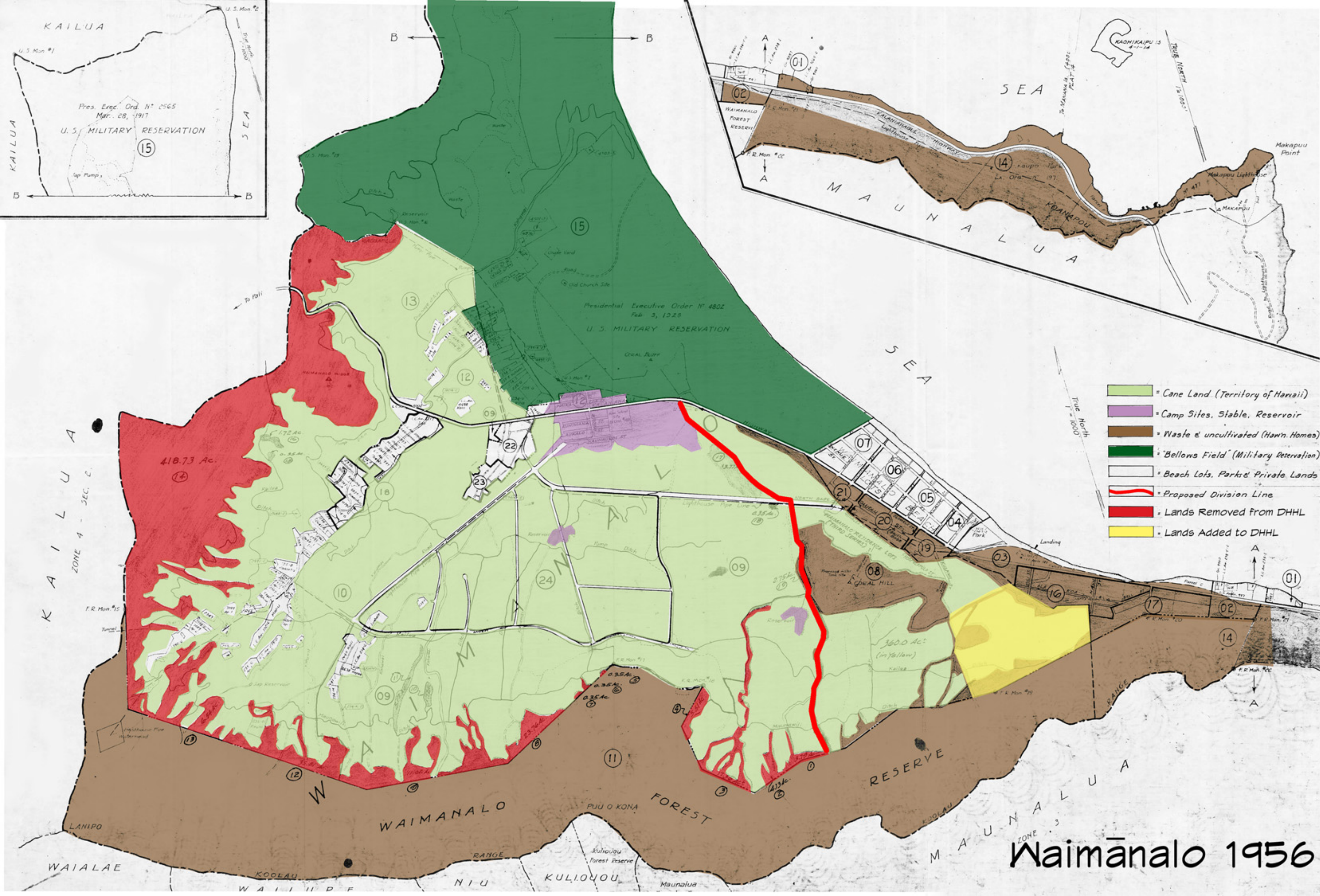


## HHL OF WAIMANALO

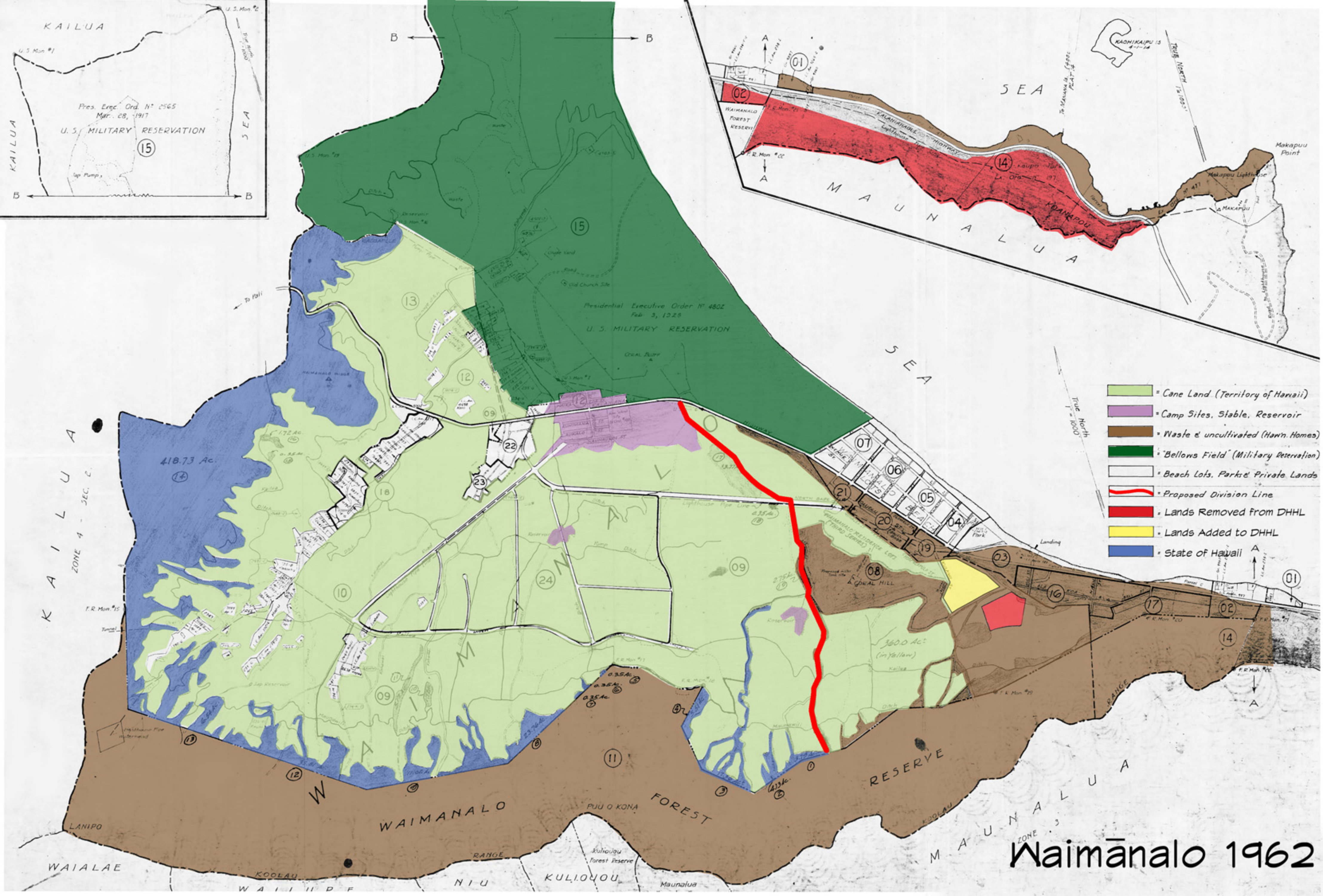
ACRES

7,069.10	<b>Ahupuaa O Waimanalo</b>
<u>4,480.28</u>	<b>Less: Exclusions</b>
2,588.82	<b>Became HHL in 1921</b>
<u>581.07</u>	<b>Less: Land Exchanges</b>
2,007.75	



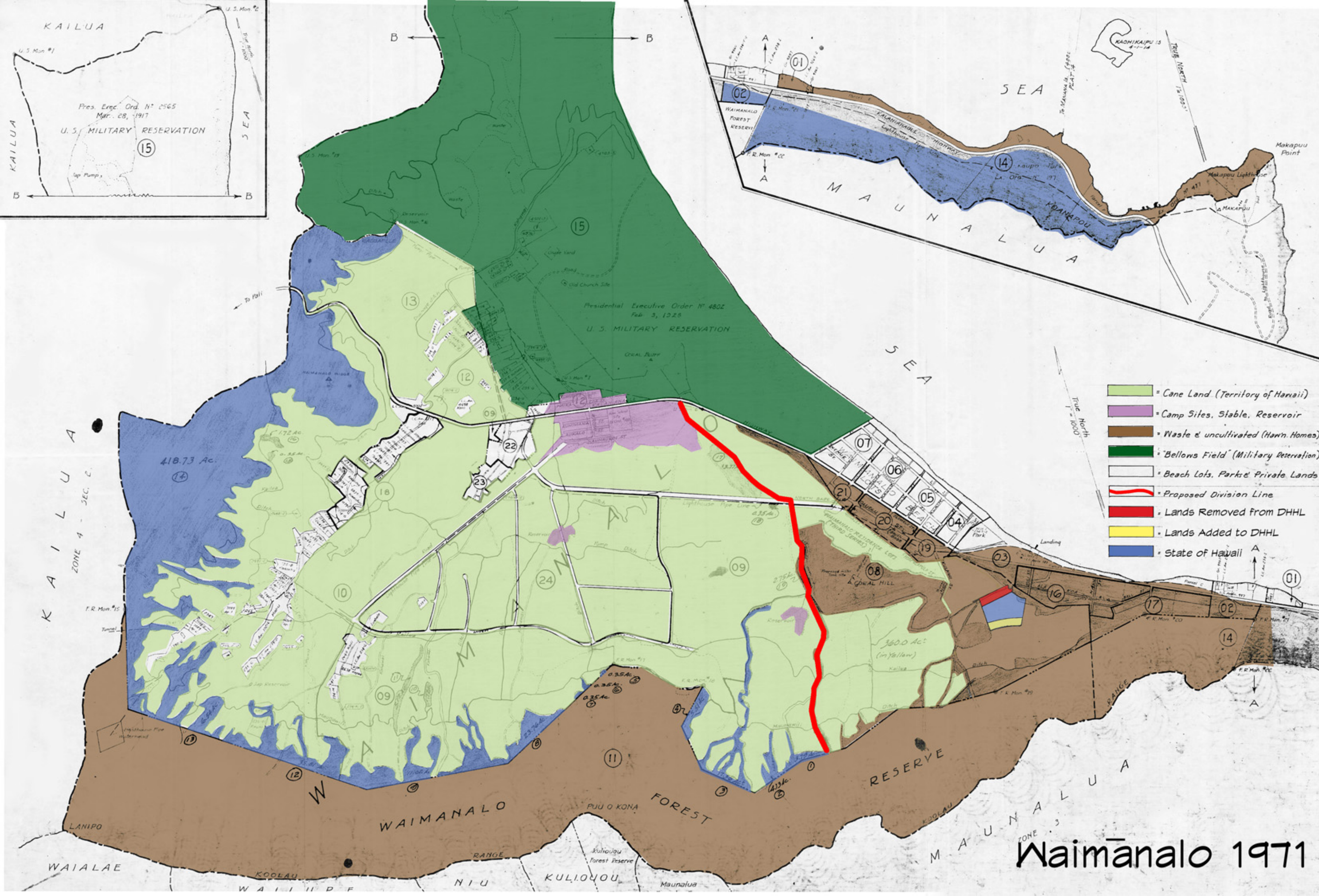






Naimānalo 1962





Waimānalo 1971



# LEGISLATIVE ACTIONS

## CLAIMS: DLNR LAND UNDER DHHL

30.23	<b>118 Homestead Lots</b>
2.50	<b>Cane Area, Part of CSF 5707</b>
2.38	<b>Part of Blanche Pope CSF 16470</b>
35.11	

## CLAIMS: DHHL LAND UNDER DLNR

75.01	<b>Part of Pasture Land, CSF 3668</b>
8.31	<b>Land Grants and R/W</b>
36.33	<b>Highway Established After 1921</b>
0.30	<b>R/W to Waimanalo Wharf</b>
119.95	

## LEGISLATIVE ACTIONS

### PUBLIC LAND TRANSFERRED TO DHHL

ACRES	LOCATION
7.000	<b>2007 – Kumuhau &amp; Kakaina</b>
9.618	<b>1995 – Kumuhau &amp; Kakaina</b>
4.147	<b>1998 – Farm Lot</b>
5.106	<b>1995 – Farm Lot</b>
1.758	<b>1995 – Kumuhau &amp; Kakaina</b>
27.629	

## LEGISLATIVE ACTIONS

### POTENTIAL TRANSFERS TO DHHL

Final Approvals, Surveys, Conveyances

ESTIMATED ACRES	LOCATION
52.000	<b>Wong Farm General Lease</b>
28.000	<b>Portion of Former Meadow Gold Parcel</b>
80.000	

## HHL OF WAIMANALO

ACRES

7,069.10

**Ahupuaa O Waimanalo**

4,480.28

**Less: Exclusions**

2,588.82

**Became HHL in 1921**

581.07

**Less: Land Exchanges**

2,007.75

84.84

**Less: Claims Net**

1,922.91

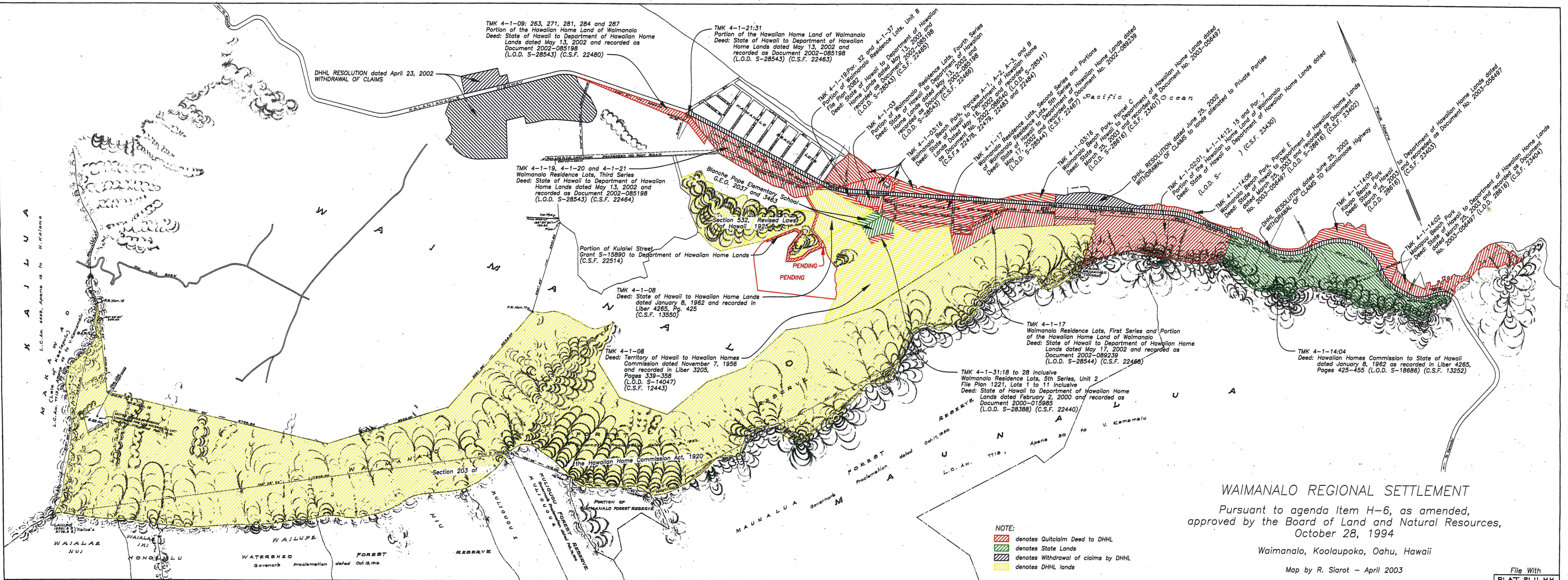
27.63

**Add: Public Land Transferred**

1,950.54

**Current Inventory**





WAIMANALO REGIONAL SETTLEMENT

Pursuant to agenda item H-6, as amended,  
approved by the Board of Land and Natural Resources,  
October 28, 1994

Waimanalo, Koolauloko, Oahu, Hawaii

Map by R. Siarot - April 2003

File With  
PLAT 21.11 HH



# DISCUSSION PERIOD

\* \* \* \* \*

# MAHALO